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Dated: January 31, 2005

Signature: _____

(Raymond Garguilo, Jr.)

Docket No.: SPINE 3.0-437 CIPCIPCIPCIPCON II
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Errico et al.

Application No.: 10/784,637

Confirmation No.: 8185

Filed: February 23, 2004

Art Unit: 3738

For: INSTRUMENTATION FOR PROPERLY
SEATING AN ARTIFICIAL DISC IN AN
INTERVERTEBRAL SPACE

Examiner: Not Yet Assigned

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Assignee, SpineCore, Inc., hereby notifies the Patent and Trademark Office that it is not entitled to status as a small entity, and that the claim for small entity status filed by the Applicant is hereby withdrawn.

Dated: January 31, 2005

Respectfully submitted,

By _____

Raymond Garguilo, Jr.

Registration No.: 50,930

LERNER, DAVID, LITTENBERG,
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PTO/SB/96 (09-04)

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Joseph P. Errico, Michael W. Dudasik, and Rafail ZubokApplication No./Patent No.: 10/784,637 Filed/Issue Date: February 23, 2004Entitled: INSTRUMENTATION FOR PROPERLY SEATING AN ARTIFICIAL DISC IN AN INTERVERTEBRAL SPACESpineCore, Inc., a Corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:
- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____ ,
Frame _____ , or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

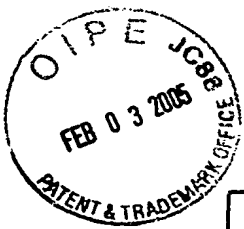
1. From: Joseph P. Errico et. Al To: Third Millennium Engineering, LLC
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Reel 013441 , Frame 0325 , or for which a copy thereof is attached.
2. From: Third Millennium Engineering, LLC To: SpineCore, Inc.
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3. From: _____ To: _____
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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.
[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

SignatureJanuary 31, 2005
DateRAYMOND GARGUILO, JR.
Printed or Typed Name(908) 518-6342
Telephone NumberAuthorized Signer for Assignee
Title



ITW

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REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS	Application Number	10/784,637
	Filing Date	February 23, 2004
	First Named Inventor	Joseph P. Errico
	Art Unit	3738
	Examiner Name	
	Attorney Docket Number	SPINE 3.0-437 CIP CIP CIP CIP CIP CIP CONT II

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.
OR
☒ I hereby appoint the practitioners associated with the Customer Number: 000530

☒ Please change the correspondence address for the above-identified application to:
☒ The address associated with Customer Number: 000530
OR

☐ Firm or Individual Name

Address

City

Country State Zip

Telephone Fax

I am the:

☐ Applicant/Inventor.
☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Name Joseph P. Errico, SpineCore, Inc.

Signature

Date 9/21/04 Telephone 908-522-3460

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ *Total of 1 forms are submitted.